

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
CRIMINAL APPLICATION NO.313 OF 2006

Office notes, office :
Memoranda of Coram, :
appearances, Court's : Court's or Judge's Orders
orders or directions :
& Registrar's orders :

Shri Abhaykumar Apte, adv. for
Applicant.

Mrs.M.M.Deshmukh, APP for
Respondent/State.

CORAM: J.H.BHATIA, J.
DATE : 4th April, 2007.

P.C.:

1. This application was moved by the applicant, who was undergoing sentence of imprisonment for 5 years for the offence punishable under Section 412 of the I.P.C. for bail pending his appeal. However, as this application was not listed for a long time by the office, he has been already released from the jail after undergoing sentence awarded to him. Therefore, this application has become infructuous. Hence, the application

stands disposed off accordingly.

2. On the last date, Registrar (Judicial) was asked to obtain explanation of the concerned officer as to why application was not placed before the Court for about 13 months. Explanation was submitted but it is not clear who is officer who has submitted the explanation. He has not even mentioned his name or designation. Explanation is vague and general in nature and, therefore, not satisfactory. Registrar General is hereby required to hold appropriate enquiry and take action against the persons, who may be found at fault.

(J.H.BHATIA, J.)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
CRIMINAL APPEAL NO.673 OF 2005

Office notes, office :
Memoranda of Coram, :
appearances, Court's : Court's or Judge's Orders
orders or directions :
& Registrar's orders :

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Shri Abhaykumar Apte, adv.
Appellant.

Mrs.M.M.Deshmukh, APP
Respondent/State.

CORAM: J.H.BHATIA, J.
DATE : 4th April, 2007.

P.C.:

1. This appeal was filed by the accused/appellant, who is in jail, alongwith an application for bail. However, the application and this appeal were not listed and as per the report the applicant, who is accused no.9 has already completed his sentence and released from jail after undergoing the sentence. However, this appeal is pending appeal. Appeal is not yet admitted on the ground that

there was delay of 48 days and for condonation of delay separate application is not moved. It also appears that in the same case appeal no.123 of 2005 is filed by the accused no.8 and it also appears that 7 other appeals are filed by different accused.

2. Delay in filing appeal is hereby condoned. Appeal is admitted. It be listed alongwith the other group of appeals arising out of the same case.

(J.H.BHATIA, J.)